

**Village Council  
Monday,  
December 20, 2010  
7:00 PM**

**AGENDA**

**Call to Order:**

**Pledge of Allegiance:** Mr. Deeds

**Roll Call:**

John Bender                      Rick Deeds  
Marilyn Rush-Ekelberry

Steve Donahue  
Leah Turner

Bobbie Mershon  
James Wynkoop

**Approval of Minutes:**

December 6, 2010  
Committee of Whole, November 29, 2010  
Public Hearing, December 6, 2010

**Communications & Petitions:**

Letter from Columbia Gas of Ohio regarding their annual filing with the PUCO and their application to increase the collection through the "Rider IRP" which will mean an approximately \$1.10 per month increase for residential customers and a \$.33 per month increase to residential customers for the "Rider DSM" proposed increase.

Notice from the Franklin County Board of Elections of the passage of the Charter Amendments at the November 2, 2010 election.

Letter from Mike Ippoliti of the Canal Winchester Area Historical Society, Inc. thanking Council for their donation and providing detailed documentation of funds usage. (Documentation is available from Finance Director)

Copy of Notice of Briefing Schedule provided to the parties in the matter of the Appeal of Variance VA-10-07.

Memorandum in Support of the Appeal of the Variance VA 10-07 from Michael Stobart, John Stedman, and Kim Stedman

Applicant's Reply Brief from Jeffery L Brown, Smith & Hale, LLC on behalf of Wagenbrenner Development and The NRP Group, LLC.

Comments received from Don Corbett regarding the appeal of Variance VA 10-07.

**Village Residents Comments:**

Five-minute limit per person

**ORDINANCES:**

**THIRD READING**

Sponsor: Mr. Wynkoop

O-10-11B AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO THE  
WASTEWATER SERVICE AGREEMENT WITH THE VILLAGE OF LITHOPOLIS

**WE REQUEST THIS ORDINANCE BE TABLED UNTIL 1-18-2011.**

**SECOND READING**

Sponsor: Mr. Donahue

O-10-12B AN ORDINANCE TO AMEND THE 2010 APPROPRIATION ORDINANCE 61-09  
Amendment #5

Sponsor: Mrs. Rush-Ekelberry

O-10-12C AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A CONTRACT  
FOR INDIGENT DEFENSE REPRESENTATION IN THE FRANKLIN COUNTY  
MUNICIPAL COURT AND THE CANAL WINCHESTER MAYORS COURT FOR THE  
CALENDAR YEAR 2011 WITH THE FRANKLIN COUNTY PUBLIC DEFENDER.

**FIRST READING**

Sponsor: Mr. Donahue

O-10-12A AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A CONTRACT  
WITH QUALITY CONTROL INSPECTION, INC. FOR CONSULTING SERVICES  
RELATING TO CONSTRUCTION INSPECTION FOR THE PERIOD FROM  
FEBRUARY 1, 2011 THROUGH FEBRUARY 1, 2013.

Sponsor: Dr. Bender

O-10-12D AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A FUNDING  
AGREEMENT FOR THE FRANKLIN COUNTY EDUCATIONAL COUNCIL FOR THE  
KIDS CONNECT PROGRAM FOR THE CALENDAR YEAR 2011 IN THE AMOUNT OF  
\$15,000.00.

Sponsor: Mrs. Mershon

O-10-12E AN ORDINANCE TO AMEND CHAPTERS 1131 (GENERAL PROVISIONS), 1135  
(ADMINISTRATION, ENFORCEMENT, AND PENALTY), AND 1137 (PLANNING AND  
ZONING ADMINISTRATOR) OF THE CODIFIED ORDINANCES OF THE VILLAGE  
OF CANAL WINCHESTER WITH ADDITIONAL AMENDMENTS TO SECTION  
1133.02 (GENERAL DEFINITIONS), SECTION 1133.03 (DEFINITIONS), SECTION  
1141.12 (ENVIRONMENTAL ANALYSIS), SECTION 1181.05 (PORTABLE  
STRUCTURES), SECTION 1189.12 (VIOLATIONS, PENALTIES AND REMEDIES),  
SECTION 1191.06 (WOODLANDS), SECTION 1196.16 (PUBLIC RIGHT OF WAY

CONSTRUCTION STANDARDS), AND SECTION 1196.17 (OBSTRUCTION OF RIGHT OF WAY) OF THE CODIFIED ORDINANCES OF THE VILLAGE OF CANAL WINCHESTER

Sponsor:

O-10-12F AN ORDINANCE TO AWARD THE CONTRACT FOR THE WINCHESTER VILLAGE FORCE MAIN REPLACEMENT PROJECT TO PRECISE BORING OF OHIO IN THE AMOUNT OF \$19,146.50 AND DECLARING AN EMERGENCY

Sponsor:

O-10-12G AN ORDINANCE TO AWARD THE CONTRACT FOR THE INFLUENT RAW INFLUENT PUMPS AND BAR SCREEN REPLACEMENT PROJECT TO DOW CONSTRUCTION CORPORATION IN THE AMOUNT OF \$411,359.00 AND DECLARING AN EMERGENCY

Sponsor:

O-10-12H AN ORDINANCE TO AWARD THE CONTRACT FOR THE INFLOW AND INFILTRATION REMOVAL PROJECT TO INLAND WATERS POLLUTION CONTROL INCORPORATED IN THE AMOUNT OF \$619,690.00 AND DECLARING AN EMERGENCY

**Mayor's Report:**

-Motion to accept the Report of the Clerk of the Mayor's Court for November 2010

**Fairfield County Sheriff:**

**Village Solicitor:**

**Finance Director:**

-Financial Statement for the period ending November 30, 2010.

**Public Works Director:**

**Development Director:**

**Community Affairs Director:**

**Council Reports:**

Old Town Committee	Monday, January 10, 2011 at 5:45 PM
Finance Committee	Monday, February 7, 2011 at 5:45 PM
Service Committee	Tuesday, January 18, 2011 at 5:45 PM
Safety Committee	Wednesday, January 5, 2011 at 9:00 AM – 36 S High St - LLCR
Public Hearing	Monday, January 3, 2011 at 6:30 PM – Collier Appeal
Public Hearing	Tuesday, January 18, 2011 at 6:30 PM – Zoning Code Amendment
CW Joint Recreation District Representative	

CW Human Services Representative  
Main Street Canal Winchester Representative  
Canal Winchester Industry & Commerce Corporation Representative

**Old/New Business:**

Motion to adopt the Findings of Fact and Conclusions of Law in the matter of the Appeal of the Planning and Zoning Commission Approval of Variance VA-10-07.

**Adjourn to Executive Session:**

**Adjournment:**